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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RICHARD ROY SCOTT, Plaintiff

v.
Walter Weinberg, Jerilee Jones, Becky
Denny, Alan McLaughlin, Dr Richards, Tim
Lang, Donna Hamilton, Jeff Erwin

6 to be named persons

Defendants

MS 05-5029
Complaint
UNDER 42 U.S.C. § 1983 and
1997 et seq and OBSTRUCTION
OF JUSTICE

PENDENT STATE CLAIM FOR NEGLIGENCE
SUPERVISION AND GROSS NEGLIGENCE
UNDER THE COMMON LAW AND PENDENT
STATE TORT CLAIMS

1. PARTIES

Plaintiff:

Richard Roy Scott
Box 886000
Steilacoom, Washington 98388

Richard Roy Scott Pro se
PO Box 88600
Steilacoom WA. 98388
(253) 584-9604

05-MC-05029-CMP

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Defendants: Walden Weinberg, (individual capacity and official capacity)

Box 88450

Steilacoom, Washington 98388

Jerilee Jones (individual capacity and official capacity)

Box 88450

Steilacoom, Washington 98388

Alan McLaughlin (individual capacity)

Box 88450

Steilacoom, Washington 98388

Becky Denny (individual capacity and official capacity)

Box 88450

Steilacoom, Washington 98388

Dr. Szeibert (individual capacity and official capacity)

Box 88450

Steilacoom, Washington 98388

Mr. Richards (individual capacity and official capacity)

Box 88450

Steilacoom, Washington 98388

Tim Lang (individual capacity and official capacity)

COMPLAINT

- 2 -

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(253) 584-9604

Box 40116

Olympia, Washington 98504

Donna Hamilton (individual capacity and official capacity)

Box 40116

Olympia, Washington 98504

Jeff Erwin (individual capacity and official capacity)

Box 40116

Olympia, Washington 98504

II. DEFINITIONS AND CLARIFICATIONS

"SCC" means the Special Commitment Center

"PAM" mean Program Area Manager

"R&D" stands for receiving and delivery of packages

"RTF" stands for Resident transfer of funds

"RRC" stands for Resident Rehabilitation Councilor

"FT" stands for Forensic Therapist

"WSBA" stands for Wash State Bar Association

"DSHS" stands the Department of Social and Health Services

"AAG" stands for Assistant Attorney General

"AG" stands for Attorney General

"Pro Se" means self representing on legal matters

"RAs" residents advocates

COMPLAINT

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(253) 584-9604

1 The term resident and detainee are interchangeable herein

2 This complaint is limited to the time period of June 2005 forward only

3
4 **III.FACTS**

5 **1.** Plaintiff is a civil detainee presently housed at the Special Commitment Center (SCC)
6 located on McNeil Island in the State of Washington for an forensic evaluation

7 **2.** SCC is not a prison

8 **3.** SCC is a division of the DSHS

9 **4.** Plaintiff has not been committed

10 **5.** Under the Civil commitment statutes civil detainees retain all the rights of citizen

11 **6.** Under civil commitment statute SCC Superintendent Dr. Richard is responsible for the
12 care, treatment and safety of plaintiff while a civil detainee

13 **7.** Dr. Richards office in on the mainland

14 **8.** Dr. Richards promulgates all SCC policies

15 **9.** No SCC policy can be changed or go into effect without Dr. Richards signature
16 (approval)

17 **10.** Alan McLaughlin is an associate SCC superintendent who has been designated by Dr.
18 Richards to see to the care, treatment, and safety of plaintiff Scott and enforcement of SCC
19 policies

20 **11.** Alan McLaughlin can not promulgate SCC policy

21 **12.** Alan McLaughlin's office is within SCC

22 **13.** Weinberg is a PAM

23 **14.** Weinberg can approve RFTs, has input into room assignments, and can sanction SCC
24 residents for rule violations, and supervises unit staff

25 **15.** Weinberg can censor what detainee can buy or receive, including what they can read and
26 view

- 1 16. PAMs oversee non programmers RFTs and review incoming mail and packages
- 2 detainees receive for appropriateness
- 3 17. FT oversee programmers RFTs and review incoming mail and packages detainees
- 4 receive for appropriateness
- 5 18. Jerilee Jones supervises the SCC Mail Room, the SCC R&D, and the SCC store and
- 6 approves or denies some detainee RFTs
- 7 19. Jerilee Jones censors incoming mail and packages except what items have been
- 8 previously approved by FTs or PAMs
- 9 20. Becky Denny is the SCC records manager and the SCC legal Coordinator
- 10 21. Denny can not promulgate SCC policy but is often asked to review SCC policy from
- 11 legal standing point of view
- 12 22. Denny is not a lawyer or member of the WSBA
- 13 23. Denny seeks legal guidance from the AAGs assigned to SCC
- 14 24. Tim Lang is an AAG assigned to SCC
- 15 25. Donna Hamilton is an AAG assigned to SCC
- 16 26. Jeffery Erwin was an AAG assigned to SCC until November 2005
- 17 27. Jeffery Erwin is presently with the roads and bridges division of the AG office
- 18 28. The SCC AAGs give legal advice to all SCC staff who seek it, and review SCC policies
- 19 and practices for legality
- 20 29. At all times referred to in this complaint the AAGs for SCC were Lang and Hamilton
- 21 and Erwin up to November 2005
- 22 30. All parties named herein were aware of the facts or events or actions set forth in this
- 23 complaint
- 24 31. An SCC committee of staff members assigns detainees a privilege level from one to five,
- 25 one being the lowest level of privileges and five the highest
- 26 32. Prior to June 2005 plaintiff had a personal computer

- 1 33. Prior to June 2005 plaintiff was a non programmer
- 2 34. Prior to June 2005 plaintiff was housed in a medium custody unit called Elm
- 3 35. Prior to June 2005 plaintiff was a privilege level two detainee
- 4 36. Prior to June 2005 plaintiff was an escorted to from his unit
- 5 37. Prior to June 2005 could come and go from his unit unrestricted using his name tag to
- 6 open the unit door
- 7 38. Prior to June 2005 plaintiff could leave his cell without asking permission
- 8 39. Prior to June 2005 plaintiff eat in the detainee chow hall with his fellow detainee
- 9 40. Prior to June 2005 plaintiff could mail his mail at any time from 7 am to midnight
- 10 41. Prior to June 2005 plaintiff did not have a toilet in his SCC cell
- 11 42. Prior to June 2005 had never been locked in his SCC cell
- 12 43. Prior to June 2005 plaintiff has access to 100 sheets of typing paper a week and twenty
- 13 five small envelopes, plus unlimited access to large envelopes and extra small envelopes.
- 14 44. Prior to June 2005 plaintiff has access to uncensored four phones which detainees could
- 15 call him on from other SCC units or outside SCC or administrators
- 16 45. Prior to June 2005 plaintiff had full access to any detainee during meals or yard times or
- 17 gyp times.
- 18 46. Prior to June 2005 plaintiff was assisting 124 residents with active legal cases in state
- 19 and federal court. Both 1983s and PRPs.
- 20 47. Prior to June 2005 plaintiff was producing a campus newsletter called the Liberty Puzzle
- 21 48. Prior to June 2005 plaintiff had reviewed on one day a week various SCC administrative
- 22 staff emails and attachments
- 23 49. Prior to June 2005 plaintiff had reviewed all Denny's emails for a two year period
- 24 50. Prior to June 2005 plaintiff had reviewed all resident or staff abuse complaints from the
- 25 first day SCC was created
- 26

1 51. Prior to June 2005 plaintiff had reviewed the emails and attachments of Dr. Richards the
2 SCC Superintendent

3 52. Prior to June 2005 plaintiff had requested to review Walder Weinberg's emails

4 53. Prior to June 2005 plaintiff had requested to review Alan McLaughlin's emails

5 54. Prior to June 2005 plaintiff was allowed to review and copy yearly forensic evaluations
6 of residents, with their names redacted

7 55. Prior to June 2005 plaintiff was allowed make copies of any of the items he reviewed as
8 set forth in this complaint

9 56. Prior to June 2005 he was allowed to reprint in his Liberty Puzzle any item disclosed to
10 him without restrictions or censorship

11 57. Prior to June 2005 plaintiff was allowed to distribute his campus newsletter the Liberty
12 Puzzle through the mail room, as well as update letters to those he was assisting

13 58. Prior to about June 2005 all his "pro se" status mail went out no charge and all that was
14 required was that he put the term "Pro se" after his name.

15 59. Prior to June 2005 other detainee were allowed to assist plaintiff by giving him paper,
16 envelopes and stamps, stamped envelopes, or ink for his printer, and make copies for him.

17 60. Prior to June 2005 the Liberty Puzzle was a joint effort of several SCC residents to
18 produce a campus newsletter

19 61. Prior to June 2005 plaintiff formed a non profit Washington state corporation called
20 Wives and Mothers of Prisoners of the State (WMPS Inc)

21 62. Prior to June 2005 resident's contributed donations via RFTs to WMPS Inc through it's
22 bank account or officers for use in producing the Liberty Puzzle

23 63. Prior to June 2005 detainees were not restricted from sending funds to WMPS Inc

24 64. Prior to June 2005 there was another widely circulated publication called the "Lifers
25 Union" by another SCC detainee
26

- 1 65. Prior to June 2005 the owner of the Lifers Union was dependent of the income from the
- 2 Lifers Union subscriptions and sales of advertised items for his income
- 3 66. Prior to June 2005 the Lifers Union was read by most administrative staff and SCC
- 4 AGG
- 5 67. Prior to June the Lifers Union was subscribed to by many resident
- 6 68. Prior to June 2005 detainee were allowed to send funds to the Lifers Union
- 7 69. Prior to June 2005 the popularity of the Liberty Puzzle caused very few detainees to
- 8 renew their subscriptions to the Lifers Union resulting in a lost of income for the owner of
- 9 the Lifers Union and it's business partners or associates
- 10 70. The Liberty Puzzle listed several SCC detainee editors
- 11 71. Weinberg became aware of a situation of conflict with the owner of the Lifers Union and
- 12 his associates, and the publishers and editors of the L.B. when the Lifers Union "gang"
- 13 began a campaign to shut down the Liberty Puzzle (L.B.), in April/May 2005
- 14 72. Prior to June 2005 the Lifers Union gang assaulted one of the L.B. editors, a Paul
- 15 Williams and a contributor of articles/info, a detainee Sam Donaghe of the L.B, as well as
- 16 the plaintiff, with verbal assault and physical harm
- 17 73. Prior to June 2005 Walder Weinberg interviewed Sam and Paul and confronted the
- 18 Lifers Union gang. Then with hours he witnesses that gang verbal assault Paul in the yard.
- 19 74. Weinberg reacted by restricting the owner of *Lifers* from the chow hall, so that Paul and
- 20 Sam could go to the chow hall.
- 21 75. Prior to June 2005 Sam and Paul hadn't eaten in the SCC chow hall for more then a
- 22 year for fear of the owner of the *Lifers* and is gang.
- 23 76. Prior to June 2005 Sam had been jumped by the owner of the *Lifers* gang and beat up
- 24 years prior
- 25 77. Prior to June 2005 Weinberg was aware of all the fact set forth herein with regards to
- 26 the owner of the *Lifers* and his "gang"

1 78. Prior to June 2005 the SCC administrator name herein were aware of the *Lifers gang*
2 activities prior to June 2005

3 79. Dr. Szeibert is the SCC Psychiatric Doctor

4 80. Prior to June 2005 Dr. Szeibert was aware of the *Lifers' gang* activities prior to June
5 2005

6 81. Prior to June 2005 Weinberg assured Paul and Sam that it was safe to go to the chow
7 hall but the *Lifers gang* had not been restricted from the chow hall. Only the owner of
8 *Lifers*.

9 82. No restriction on yard access had been made by Walder Weinberg of the *Lifers gang*

10 83. Within a month the restriction reference in #81 had been lifted and Sam was again given
11 meals in the unit, but Paul continued to eat in the chow hall.

12 84. Prior to June 2005 Walder was aware that the *Lifers gang* had posted two members
13 outside the Elm unit entrance/exit and were harassing L.B. staff, and telling other detainees
14 that the L.B. had inappropriate naked baby pictures and that all their computers were going
15 to be taken as a result

16 85. Prior to June 2005 was aware that the *Lifers gang* depended on the income from *Lifers*
17 for food stuff, hygiene and cloths ,as well as computer games accessories

18 86. Prior to June 2005 the administrator named and Dr, Szeibert were aware that the *Lifers*
19 *gang* depended on the income from *Lifers* for food stuff, hygiene and cloths ,as well as
20 computer games accessories

21 87. Prior to June 2005 SCC resident Dan Audett was a editor of the L.B.

22 88. Prior to June 2005 SCC resident David Durbin was a editor of the L.B.

23 89. Under pressure from the *lifers gang* Dan Audett with drew as an editor

24 90. Prior to June 2005 Weinberg was aware Audett had with drawn as an editor of L.B. due
25 to the naked baby pictures rumor spread by the *Lifers gang*.
26

1 91. Prior to June 2005 Weinberg shared the information set forth in this complaint above
2 with the administration of SCC, the resident Advocate, but not Dr. Szeibert

3 92. Prior to June 2005 Weinberg was aware of a close relationship between the *Lifers gang*
4 and the resident advocate Will Bailey

5 93. Prior to June 2005 Weinberg spoke with Dr. Richards with regards to the developing
6 situation between the L.B. staff and the *Lifers gang*, as set forth herein

7 94. Prior to June 2005 Weinberg spoke with Alan McLaughlin with regards to the
8 developing situation between the L.B. staff and the *Lifers gang*, as set forth herein

9 95. Prior to June 2005 Weinberg spoke with Will Bailey with regards to the developing
10 situation between the L.B. staff and the *Lifers gang*, as set forth herein

11 96. Prior to June 2005 Plaintiff spoke with Weinberg with regards to the developing
12 situation as set forth in #95

13 97. Prior to June 2005 Plaintiff wrote numerous articles about the Lifers gang and
14 Weinberg's corrective actions

15 98. Prior to early 2005 plaintiff and all detainee had assigned FTs.

16 99. Prior to June 2005 Weinberg became a PAM, a brand new post at SCC

17 100. Weinberg as a PAM in April/May/June, had control over 65% of the residents
18 (all non programmers) and could censor what they read, viewed, purchase, where they were
19 housed, assign privilege and custody levels. Decide/restrict whom they could associate with
20 even. As well as whether they could get meals in the unit or be restricted from the chow
21 hall.

22 101. Prior to June 2005 plaintiff wrote editorial challenging this "God Like Power"
23 given to one man without any appeal process.

24 102. Under this new PAM position's authority Weinberg could and did write SCC
25 residents up and sanction them without any hearings or appeals process available.
26

1 103. Prior to June 2005 under this new PAM positions authority Weinberg could
2 restrict someone, without a hearing, from an area or from talking to someone.

3 104. Prior to June 2005 Plaintiff wrote numerous articles and even requested to
4 review Weinberg's emails and DSHS personnel files and correspondence, including
5 directive.

6 105. Prior to June 2005 Plaintiff wrote to all levels of the SCC staff and to the
7 administration of DSHS, as well as state senators, private lawyers, resident's lawyers, the
8 ACLU, and the media about his "God" like power Weinberg had either granted himself, or
9 been granted by the administration.

10 106. In June 2005 Weinberg order plaintiff's computer taken and searched, had
11 plaintiff's room searched and had plaintiff placed in the hole, without a write-up, all on his
12 own new found authority.

13 107. Weinberg's actions in June 2005 were designed to stop plaintiff attacks on his
14 abuse of this "god like" self given powers.

15 108. Dr. Szeibert immediately meet with plaintiff in IMU (the hole)

16 109. In December 2005 Dr. Szeibert was deposed by Scott and admitted there was no
17 foundation for the isolation of the plaintiff

18 110. Plaintiff was moved from the hole to an intensive management unit referred to
19 herein as Alder North. The stated reason was for his protection.

20 111. A write up occurred in June 2005, signed by Weinberg alone, and no hearing
21 occurred. Weinberg alleged that articles in the L.B. had upset resident putting Scott in
22 danger. No resident was named.

23 112. In his deposition referenced herein Dr. Szeibert was unable to positively identify
24 any resident, but acknowledge the situation with the *Lifers gang*.

25 113. After June 2005 and during plaintiff isolation in Alder North Plaintiff's request
26 for a hearing fell on death ears.

1 114. Placing plaintiff in Alder North, according to Sziebert's deposition place plaintiff
2 in harms way because the unit is for violent mentally ill, one even has to wear legs straps
3 when out of his cell.

4 115. Plaintiff remained without his computer for three months and on unit restriction
5 for three months. Preventing him from assisting the 124 guys he was assisting with legal
6 work, and preventing his writing critical articles about Weinberg.

7 116. The staff of Alder North took effective measures to cut plaintiff off from paper to
8 write on, and envelopes to mail things in.

9 117. In the deposition taken of a former staff of Alder North, Carla Jones, December
10 20th the conditions in Alder North were confirmed as set forth herein.

11 118. After Plaintiff was moved to Alder North his pro se mail began coming back to
12 him unmailed. At the direction of Denny and Jerilee Jones.

13 119. After June 2005 and during plaintiff isolation in Alder North, when others turned
14 in items to copy that he had gotten through his reviews on Wednesdays, the documents were
15 taken and circulated amongst staff and not returned.

16 120. After June 2005 and during plaintiff isolation in Alder North: When an Alder
17 North resident attempted to order paper or envelopes the request not only went unfilled, but
18 Carla Jones threw the request in plaintiff's room instructing him he could not help the
19 residents fill out requests.

20 121. Plaintiff kept exact records of the events that occurred after June 2005 and these
21 he sent to Darrel Weeks the SCC abuse investigator, who turned them over to McLaughlin,
22 who personally took no corrective actions.

23 122. McLaughlin never once found staff abuse in the five months Scott was in Alder
24 North.

25 123. Scott was attacked while in Alder North.
26

1 124. A female staff was attacked in Alder North during this five month period
2 plaintiff was housed in Alder North

3 125. Ten times residents were attacked by residents or in fights with other Alder
4 north residents, in Alder North, while plaintiff was housed in Alter North

5 126. At the SCC staff depositions December 20th 2005 they acknowledge the fights
6 and attack, as set forth herein.

7 127. Plaintiff finally appealed to Dr. Richards by letter, and he came to Alter North
8 with Weinberg.

9 128. After meeting with plaintiff Richards ordered his computer returned and his
10 return to Elm. But Scott volunteered to stay in Alder North and try and bring their
11 conditions of confinement up to constitutional minimums.

12 129. Dr. Richards and Scott were interviewed by MSNBC, while he was in Alter
13 North.

14 130. After the MSNBC interview Weinberg again took plaintiff's computer on his
15 own authority, no hearing, but this time he was forced to return it immediately un-searched.

16 131. After Weinberg took Plaintiffs computer for the second time the SCC
17 investigator asked him for justification, and Weinberg was unable to produce anything.

18 132. The IT man refused to search Plaintiff's computer this time as referenced in
19 #130.

20 133. Finally after five months Plaintiff was moved back to Elm and Weinberg's all
21 mighty power taken from him. Scott is no longer under Weinberg in any way.

22 134. Elm is under another PAM.

23 135. Carla Jones was removed from Alder North based upon Plaintiffs
24 recommendations.

25 136. Scott arranged for TVs, radios, cloths and art supplies, books and overall better
26 conditions of confinement for the Alder North residents.

1 137. In their depositions Dr. Szeibert and Carla Jones, as well as McLaughlin's
2 private secretary V. Thorson, acknowledged the facts set forth in this complaint.

3 138. After plaintiff's return to Elm he began publishing the Liberty Puzzle again, and
4 was given 100 sheets of typing paper and 25 envelopes a week.

5 139. During plaintiff's stay in isolation over twenty cases he had helped SCC resident
6 file, were dismissed, most without prejudice.

7 140. During his stay in Alter Plaintiff wrote to the SCC AAGs, and talked on the
8 phone to the SCC AAGs named in the caption constantly.

9 141. During his stay in Alter the SCC AAGs condoned and encouraged, through
10 failure to act, the behavior of the defendants named herein.

11 142. During his stay in Alter Plaintiff complained to the AG Rob Keenan and other
12 AAGs he's known for twenty years.

13 143. During his stay in Alter Plaintiff wrote to the Denny and McLaughlin and
14 Richards constantly.

15 144. During his stay in Alter The SCC administrative staff named condoned and
16 encouraged, through failure to act, the behavior of the defendants named herein.

17 145. During his stay in Alter Plaintiff lost his 10 appeals in the 9th Circuit since he
18 was unable to effectively present his appeals.

19 146. During his stay in Alter Plaintiff filed a PRP but the state appeals court never
20 received it.

21 147. Plaintiff was in superior court in pre commitment trial stage but he was unable to
22 effectively assist his lawyer, so that case went into stay, until he was moved back to Elm.
23 At which time he was granted Pro Se status October 21st 2005.

24 148. After Plaintiff was granted pro status he began experiencing new restrictions on
25 paper: reduced to 100 sheets a month. And on envelopes to 25 (all sizes) a month.
26

1 149. After plaintiff was granted pro se status none of is pro se mail to no courts or
2 lawyers or government official went out. He appealed to the SCC AAGs and Denny and
3 Dr. Richards and McLaughlin, and to the mail supervisor Jones and her boss Kevin Trotter.

4 150. In November SCC AAG Erwin filed a false and misleading declaration to
5 plaintiffs superior court (before his commitment judge) with regards to plaintiffs access to
6 supplies etc at the SCC elm unit.

7 151. In November 2005 Dr. Richards issue a policy change noting that plaintiff's pro
8 se mail might and could be to persons, companies, expert witnesses, my P.I. or doctors. In
9 other words was not restricted to the regular legal mail description of courts and lawyers
10 and government officials.

11 152. In November and December 2005 Jones and Trotter denied any knowledge of the
12 Richards' memo and continued to return Plaintiff's pro se mail.

13 153. When Plaintiff responded to SCC AAG Erwin, he also complained to SCC
14 administrative staff and the AG and others of Erwin low morals, tendencies to lying and
15 increasing the costs of litigations of DSHS and SCC. Erwin was removed.

16 154. After plaintiff was granted pro se status his former lawyer , by order if the court
17 sent him five larges boxes containing all his case legal files, including videos, cassette and
18 discs all marked with the his cause number and some marked "King County Prosecutor
19 discovery". Jones would not allow plaintiff these discs and videos and flops and cassettes.
20 Plaintiff demanded to these items, which included a letter from his former attorney
21 referencing the court order. Jones called Denny and then Lang and finally McLaughlin, who
22 refused to come to the mail room. Finally the items were placed in a sealed envelop and
23 taken by hand to the SCC investigators office (he was Already off island) for his inspection.

24 155. The next day the Former Private Investigator also sent Scott documents and
25 videos (8mm). The video and cassette again were taken and sent to the SCC investigator
26 Darrel Weeks.

1 156. It was three days before Scott was allowed the items set forth in #148 and #149

2 157. In November 2005 Becky Denny recovered information that the commitment
3 Prosecutor wanted to fax Scott documents, some times requiring his signature and return by
4 fax. And emails with attachments.

5 158. The SCC AAGs and Plaintiffs former attorney had and were faxing him
6 documents , some requiring he sign them, and had been over the two and ½ years he had
7 been at SCC.

8 159. In an email to McLaughlin Denny complained about this arrangement or request
9 for an arrangement and McLaughlin backed her up by email stating "you are not Scott"
10 Clerical secretary!"

11 160. Dr. Richards over ruled Denny and McLaughlin and fax service was established,
12 as it has been prior to November 2005

13 161. Denny had a long standing feud with Plaintiff, and had been named in a prior
14 lawsuit over events in 2003 and 2004 up to April 2005.

15 162. In a prior instance she has written plaintiff up for sexual harassment but the write
16 up was thrown out as baseless

17 163. In a prior instance Denny had instructed the mailroom that pro se mail was
18 restricted to the same receiptants as regular legal mail. Thi9s was contrary to SCC policy at
19 the time, so McLaughlin cause that policy to be rewritten, but is again back to the way it
20 was, as set forth in #151

21 164. According to Richard and Weinberg and Weeks: McLaughlin was the reason
22 plaintiff computer was not returned for three months after it was taken June 2005.

23 165. McLaughlin condoned and encourage the alleged violations against unlawful
24 search and seizure and obstruction of justice allegations, as well as retaliation allegations,
25 set forth herein
26

1 166. On January 14th Scott was informed he would be restrict in his access to the
2 courts, his witness, his standby council, expert witness, and parties he wished to subpoenas
3 to 25 envelopes a month and 100 sheets of typing paper.

4 167. January 2005: And the mailroom likewise informed him only mail to the courts
5 and government agencies and lawyers would be mailed for free. They are presently sitting
6 on over two hundreds pieces of mail they have never mailed out . All marked legal mail.

7 168. Of the 47 subpoenas and twenty two motions plaintiff had tried to filed only 7
8 have been heard and no subpoenas issued. The court has noted they did not receive pieces or
9 parts or in some case received things too late, sometimes five days past the date mailed (not
10 counting weekends)

11 169. The King County prosecutor has complained he has not received his copies at all
12 of motions etc.

13 170. SCC resident have had to refile numerous complaints because the Tacoma
14 District court has claimed they never received the US marshal service forms or copies of
15 complains, or response to show cause orders or R&Rs.

16 171. In declaration in another Scott case in 2003 Jones admitted to many complains
17 about undelivered or late arriving outgoing and incoming mail.

18 172. In numerous 2005 emails FTs and PAM and RAs have all complained about
19 Jones attempts to act as a censor. And over mail delays.

20 173. Trotter is aware of all the mail room complaints and has failed to act therein
21 condoning those constitutional violations with regards to first amendment rights and court
22 access rights.

23 174. Plaintiff is now restricted to 90 free copies a month and no one may make copies
24 for him, even if they have funds.

25 175. Plaintiff recently lost three motions because he could not make copies of
26 exhibits. All three motions were never heard.

1 176. By administrative directive no one can get a copy made of any piece of paper
2 that has the word *Liberty Puzzle* on it, even if they have funds

3 177. All staff at all levels have either condoned retaliation or themselves retaliated
4 against plaintiff for his assisting others with legal filings, or his own filings, or his
5 grievances either through the SCC grievance system, or by letter or through his interviews
6 on TV or his publication the *Liberty Puzzle*.

7 178. The *Liberty Puzzle* is circulated through out the United States and Canada.

8 179. Every efforts has been made to prevent to circulation of the *Liberty Puzzle*, by
9 the parties named herein

10 180. Every effort has been made and is being made to prevent residents from filing
11 lawsuits and maintaining those lawsuits, by the parties named herein

12 181. Every effort has been made and is being made to prevent residents from
13 effectively defending themselves in commitment courts, either in *Pro se* status or if they
14 have lawyers, by the parties named herein

15 16 II. Legal Standing

17
18 Plaintiff relies on the First , Fourteenth and Fourth. And Sixth Amendment. State Tort
19 Laws, and negligence tort claims (common law).The Washington State Constitution articles 1,
20 4,14,and 6. And that this cases involves violations of the Substantive Due Process Clauses. And
21 first amendment free speech violations. As well as constitutional protections against retaliation.
22 And courts access violation. U.S.C. § 1983 and 1997 et seq.
23 The harm is ongoing and places the plaintiff in immediate danger
24 of future harm.
25

26 III. RELIEF SOUGHT

COMPLAINT

- 18 -

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PO Box 88600
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(253) 584-9604

1
2 In the amount of \$1,500 a day from June 1st 2005 to date until which time the court
3 access, freedom of speech and retaliation violations stop.

4
5 General damages for infliction of emotional stress thru, retaliation, gross negligent supervision,
6 failures to act and gross negligence (common law). State Tort claims. \$500,000

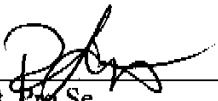
7
8 Punitive damages of \$100,000 because the defendants named and to be further named were well
9 aware of their actions and continued on their course unwavering for all 2 year and half, and even
10 after the filing of this complaint., depositions, interrogatories and admissions.\$20,000

11
12
13 Dr. Richards could have acted to stop this shameful overtly unlawful affair at any moment but
14 didn't, so he acted with gross indifference to Scott's constitutional civil rights, both State and
15 United States. In the amount personally of \$500,000

16 Obstruction of Justice occurred at many levels and perjury in open court by AAG Erwin.
17 \$100,000

18
19 *I swear the above is true to the*
20 *best of my recall*
21
22

23 Respectfully submitted 15th day of January , 2006

24
25 
26 Richard Roy Scott, Pro Se
Box 88600